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POWER OF ATTORNEY and CORRESPONDENCE ADDRESS INDICATION FORM

Application Number	Not Yet Assigned		
Filing Date	12/30/2003		
First Named Inventor	Joshua D. RABINOWITZ		
Art Unit	Not Yet Known		
Examiner Name	Not Yet Known		
Attorney Docket Number	00036.07CON		

I hereby appoint:					
Practitioners at Customer Number	37485				
_ OR I					
Practitioner(s) named below:					
Name		Registration Number			
as my/our attorney(s) or agent(s) to prosecute	e the application ide	lentified above, and to transact all			
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l am the: Applicant/Inventor.					
Assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).					
SIGNATURE of Applicant or Assignee of Record					
Name Alexza Molecular Delivery Corps	ation				
Signature / lam France					
Date December 30, 200	December 30, 2003 Telephone 650.687.3900				
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple					
Total of1 forms are submitted.					

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/10 (1-99)

Approved for use through 9/30/2000. OMB 0651-0031

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STATEMENT CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) & 1.27(c))SMALL BUSINESS CONCERN	Docket Number (Optional) 00036.07CON			
Applicant, Patentee, or Identifier: Joshua D. RABINOWITZ, et al. Application or Patent No.: Not Yet Assigned Filed or Issued: December 30, 2003 Title: DELIVERY OF OPIOIDS THROUGH AN INHALATION ROUTE				
I hereby state that I am the owner of the small business concern identified below: an official of the small business concern empowered to act on behalf of the concern identified below:	dentified below:			
NAME OF SMALL BUSINESS CONCERN Alexza Molecular Delivery Corporation				
ADDRESS OF SMALL BUSINESS CONCERN 1001 E. Meadow Circle, Palo Alto, Californ	mia 94303			
I hereby state that the above identified small business concern qualifies as a small be in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Travelated to size standards for a small business concern may be directed to: Small Bus Standards Staff, 409 Third Street, SW, Washington, DC 20416.	ademark Office. Questions			
I hereby state that rights under contract or law have been conveyed to and remain with identified above with regard to the invention described in:	the small business concern			
the specification filed herewith with title as listed above. the application identified above. the patent identified above.				
If the rights held by the above identified small business concern are not exclusive, organization having rights in the invention must file separate statements as to their status as to the invention are held by any person, other than the inventor, who would not qualify as an 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).	small entities, and no rights independent inventor under			
Each person, concern, or organization having any rights in the invention is listed below: no such person, concern, or organization exists. each such person, concern, or organization is listed below.				
Separate statements are required from each named person, concern or organization to stating their status as small entities. (37 CFR 1.27)	naving rights to the invention			
I acknowledge the duty to file, in this application or patent, notification of any change entitlement to small entity status prior to paying, or at the time of paying, the earliest of the is				
NAME OF PERSON SIGNING Elaïne C. Stracker J.D., Ph.D.	·			
TITLE OF PERSON IF OTHER THAN OWNER V.P. Intellectual Property				
ADDRESS OF PERSON SIGNING 1001 E. Meadow Circle, Palo Alto, California 94303				
SIGNATURE CALL DATE DATE	December 30, 2003			

attorney Docket No.: 509032003100

ASSIGNMENT **JOINT**

THIS ASSIGNMENT, by Joshua D. RABINOWITZ and Alejandro C. ZAFFARONI (hereinafter referred to as the assignors), residing at 750 N. Shoreline Boulevard, #50, Mountain View, California 94043 and 1 Faxon Forest. Atherton, California 94027, respectively, witnesseth:

WHEREAS, said assignors have invented certain new and useful improvements in DELIVERY OF OPIOIDS THROUGH AN INHALATION ROUTE, set forth in an application for Letters Patent of the United States, bearing Serial No. 10/153,839 and filed on May 21, 2002; and

WHEREAS, ALEXZA Molecular Delivery Corporation, a corporation duly organized under and pursuant to the laws of Delaware and having its principal place of business at 1001 East Meadow Circle, Palo Alto, California 94303 (hereinafter referred to as the assignee) is desirous of acquiring the entire right, title and interest in and to said inventions and said application for Letters Patent of the United States, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon:

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient consideration, the receipt of which is hereby acknowledged, said assignors have sold, assigned, transferred and set over, and by these presents do sell, assign, transfer and set over, unto said assignee, its successors, legal representatives and assigns, the entire right, title and interest in and to the above-mentioned inventions, application for Letters Patent, and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and in and to any and all divisions, continuations and continuations-in-part of said application, or reissues or extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by said assignee, for its own use and the use of its successors, legal representatives and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted, as fully and entirely as the same would have been held and enjoyed by the assignors, had this sale and assignment not been made.

AND for the same consideration, said assignors hereby covenant and agree to and with said assignee its successors, legal representatives and assigns, that, at the time of execution and delivery of these presents, said assignors are the sole and lawful owners of the entire right, title and interest in and to said inventions and the application for Letters Patent above-mentioned, and that the same are unencumbered and that said assignors have good and full right and lawful authority to sell and convey the same in the manner herein set forth.

AND for the same consideration, said assignors hereby covenant and agree to and with said assignee, its successors, legal representatives and assigns, that said assignors will, whenever counsel of said assignee, or the counsel of its successors, legal representatives and assigns, shall advise that any proceeding in connection with said inventions. or said application for Letters Patent, or any proceeding in connection with Letters Patent for said inventions in any country, including interference proceedings, is lawful and desirable, or that any division, continuation or continuation-inpart of any application for Letters Patent or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent for said inventions, without charge to said assignee, its successors, legal representatives and assigns, but at the cost and expense of said assignee, its successors, legal representatives and assigns.

AND said assignors hereby request the Commissioner of Patents to issue said Letters Patent of the United States to said assignee as the assignee of said inventions and the Letters Patent to be issued thereon for the sole use of said assignee, its successors, legal representatives and assigns.

9-11-02 Date 8/23/02

Joshua D. RABINOWITZ

Alejandro Č. ZAFFARONI

DECLARATION FOR UTILITY PATENT APPLICATION

AS BELOW-NAMED INVENTORS, WE HEREBY DECLARE THAT:

Our residences, post office addresses, and citizenship are as stated below next to our names.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled: DELIVERY OF OPIOIDS THROUGH AN INHALATION ROUTE, the specification of which is attached hereto unless the following box is checked:

was filed on May 21, 2002 as United States Application Serial No. 10/153,839.

WE HEREBY STATE THAT WE HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE.

We acknowledge the duty to disclose information which is material to the patentability as defined in 37 C.F.R. § 1.56.

We hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Application No.	Country	Date of Filing	Priority C	laimed?
			□Yes	□No

We hereby claim benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Serial No	Filing Date
60/294,203	May 24, 2001
60/317,479	September 5, 2001

We hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, we acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

Application Serial No	Eling Date	Status 🚠		
		□Patented	□Pending	□Abandoned

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date

Name:

Joshua D. RABINOWIT

Residence:

750 N. Shoreline Boulevard, #50, Mountain View, California

94043

Citizenship:

United States of America

Post Office Address: 750 N. Shoreline Boulevard, #50, Mountain View, California

94043

Date

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1 Faxon Forest, Atherton, California 94027

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